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JACEY LOOPER, an individual*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA (LAS VEGAS)**

JACEY LOOPER, individually,  
  
Plaintiff,  
  
vs.

Case No. 2:23-cv-01436-JAD-EJY

**DISCOVERY PLAN AND  
SCHEDULING ORDER**

LAS VEGAS METROPOLITAN POLICE  
DEPARTMENT; GLENN OBSENARES;  
BRAYDEN MCMAHILL and DOES 1-  
10, inclusive,

Defendants.

**DISCOVERY PLAN AND SCHEDULING ORDER**

1. **Meeting:** Pursuant to FRCP 26(f) and LR 26-1(a), a telephonic meeting was held on Tuesday, November 14, 2023, and was attended by: Peter Goldstein, Esq. and Keely P. Chippoletti, Esq. for Plaintiff Jacey Looper, an individual; Craig R. Anderson, Esq.

for Defendant Las Vegas Metropolitan Police Department, Glenn Obsenares, and Brayden McMahon.

The parties will exchange the initial disclosures within 14 days of the Rule 26-1 Conference in accordance with Rule 26(a)(C).

2. **Discovery Plan:** The parties jointly propose the following discovery plan:

(a) **Subject of Discovery:** Discovery will be needed regarding following subjects: All claims set forth in the First Amended Complaint, as well as the defenses relevant to the action.

(b) **Discovery Cut-off Dates:** The parties believe it is too early in the case to have a meaningful settlement discussion. The parties request 180 days from the date Defendants filed their Answer to the Complaint which was November 6, 2023. Therefore, the discovery cut-off date will be **May 4, 2024.**

(c) **Disclosure of Experts:** Disclosure of experts shall proceed according to FRCP 26(a)(2), except that:

(1) the disclosure of experts and expert reports shall occur on **March 5, 2024** (Tuesday) which is sixty (60) days before the discovery cut-off date; and

(2) the disclosure of rebuttal experts and their reports shall occur on **April 4, 2024**, (Thursday) which is thirty (30) days before the discovery cut-off date.

(d) **Alternative Dispute Resolution and Case Disposition:** Pursuant to LR 26-1(b)(8) and FRCP 73, the parties discussed trial by a magistrate judge and the possibility of alternative dispute resolutions and the Short Trial Program; the Plaintiff and the Defendants do not agree that any of the foregoing are appropriate for this case.

1 (e) FRCP 26-1(b)(9) – Electronic Evidence: The parties certify that they have  
2 discussed whether they intend to present evidence in electronic format to  
3 jurors for the purposes of jury deliberation. Although not known at this time  
4 which exhibits will be electronically presented, the parties stipulate that they  
5 will provide discovery in an electronic format compatible with the Court’s  
6 electronic jury evidence display system. The parties stipulate that they will  
7 contact the courtroom administrator for instructions about how to prepare  
8 evidence in an electronic format and other requirements for the Court’s  
9 electronic jury evidence system.  
10

11  
12 3. **Other Items**

13 (a) Amending the Pleadings and Adding Parties. The parties have until **February**  
14 **5, 2024**, (90 days before the cut-off date is February 4, a Sunday; it will be  
15 due the next business day) to file a motion to amend the pleadings or to add  
16 parties. This is ninety (90) days before the discovery cut-off date and does not  
17 extend the outside limit LR 26-1(e)(2) presumptively sets for ninety (90) days  
18 before the discovery cut-off date of filing such motions.  
19

20 (b) Interrogatories and Depositions: The parties agree to the customary total  
21 number of interrogatories of 25 per party; the parties may agree to more  
22 interrogatories by mutual agreement or application to the Court. The parties  
23 also agree to no more than ten (10) depositions by Plaintiff and no more than  
24 ten (10) depositions by Defendants as provided in Rule 30(a)(2)(A)(i).  
25 However, the parties may agree to more depositions by mutual agreement or  
26 application to Court.  
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- 1 (c) Dispositive Motions: The parties shall have until **June 3, 2024**, to file  
2 dispositive motions. This is thirty (30) days after the discovery cut-off date  
3 and does not exceed the outside limit of thirty (30) days following the  
4 discovery cut-off date that LR 26-1(e)(4) presumptively sets for filing  
5 dispositive motions.
- 6 (d) Settlement: The parties have initially addressed the issue of settlement and  
7 agree to continue to enter into meaningful negotiations prior to and during the  
8 discovery phase of this litigation but both sides require exchange of initial  
9 disclosures to properly assess their respective cases and defenses.
- 10 (e) The Pretrial Order: The pretrial order shall be filed by **July 3, 2024**, which is  
11 not more than thirty (30) days after the date set for filing dispositive motions  
12 in this case. This deadline is suspended if the dispositive motion is timely  
13 filed. The disclosures required by FRCP 26(a)(3) shall be made in the joint  
14 pretrial order.
- 15 (f) Court Conference: The parties do not request a conference with the court  
16 before the entry of the scheduling order.
- 17 (g) Later Appearing Parties: A copy of the discovery plan and scheduling order  
18 shall be served on any person served after it is entered, or, if an additional  
19 defendant should appear within five days of their first appearance. This  
20 discovery plan scheduling order shall apply to such later appearing parties,  
21 unless the Court on motion for good cause shown, orders otherwise.
- 22 (h) Extension or Modification of the Discovery Plan and Scheduling Order: LR  
23 26-3 governs modifications or extensions of this discovery plan scheduling  
24 order. Any stipulation or motion must be made not later than twenty-one (21)  
25 days before the subject deadline date and comply fully with LR 26-3.
- 26  
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Activity	Date
Amend Pleadings	February 5, 2024
Expert Disclosures	March 5, 2024
Rebuttal Expert Disclosures	April 4, 2024
Discovery Cut-Off Date	May 4, 2024
Dispositive Motions	June 3, 2024
Pretrial Order	July 3, 2024

DATED: 12/13/2023

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*JACEY LOOPER, an individual*

IT IS SO ORDERED.

  
 U.S. MAGISTRATE JUDGE

Dated: December 13, 2023